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Attorneys for Defendants  
14 Evolve Bancorp, Inc. and Evolve Bank & Trust

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17

18 YOTTA TECHNOLOGIES INC.,

19 Plaintiff,

20 v.

21 EVOLVE BANCORP, INC. and EVOLVE  
22 BANK & TRUST,

23 Defendants.  
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Case No. 3:24 CV-06456-TLT

**STATEMENT REGARDING RELATED  
CASES**

Judge: Hon. Trina L. Thompson  
Trial Date: June 21, 2027  
Date Action Filed: Sept. 13, 2024

Pursuant to the Court’s January 7, 2025 Order directing the Parties to file a statement listing any related cases, Defendants Evolve Bancorp, Inc. and Evolve Bank & Trust<sup>1</sup> respectfully submit the following:

N.D. Cal. Local Rule 3-12 provides that “[a]n action is related to another when: (1) The actions concern substantially the same parties, property, transaction, or event; and (2) It appears likely that there will be an unduly burdensome duplication of labor and expense or conflicting results if the cases are conducted before different Judges.”

Defendants are unaware of any cases that would be considered “related” cases under Local Rule 3-12. In the spirit of transparency, however, Defendants identify the cases below, which arise from or are related to the bankruptcy of Synapse Financial Technologies, Inc., and/or involve claims regarding the resulting effect on end users of certain fintech platforms, including Yotta.

1. *Margul, et al. v. Evolve Bank & Trust, et al.*, No. 24-cv-03259 (D. Colo. Nov. 22, 2024) (case is pending – Defendants’ responsive pleadings are currently due January 24, 2025 – ECF Nos. 5-6).
2. *Miller, et al. v. Evolve Bank & Trust, et al.*, No. 24-cv-03261 (D. Colo. Nov. 23, 2024) (case is pending – Defendants’ responsive pleadings are currently due January 23, 2025; Plaintiff’s counsel has not yet filed the waivers of service executed by Defendants.)
3. *Saquin, et al. v. Evolve Bank & Trust, et al.*, No. 24-cv-03262 (D. Colo. Nov. 23, 2024) (case is pending – Defendants’ responsive pleadings are currently due January 24, 2025 – ECF Nos. 4-5).
4. *Tonner, et al. v. Evolve Bank & Trust, et al.*, No. 24-cv-03509 (D. Colo. Dec. 19, 2024) (case is pending – Defendants’ responsive pleadings are currently due March 7, 2025; Plaintiffs’ counsel has not yet filed the waivers of service executed by Defendants.)
5. *Felton, et al. v. Evolve Bank & Trust, et al.*, No. 24-cv-10317 (C.D. Cal. Nov. 27,

<sup>1</sup> Evolve Bancorp has filed a motion challenging this Court’s jurisdiction. By responding to the Court’s January 7, 2025 order, Evolve Bancorp is making a special appearance and in no way concedes jurisdiction and expressly reserves and preserves all rights and defenses thereto.

2024) (case is pending – Defendants’ responsive pleadings are currently due  
February 10, 2025 – ECF Nos. 25-26).

Dated: January 10, 2024

Orrick, Herrington & Sutcliffe LLP

By: /s/ Aravind Swaminathan

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